

1 **Education and Workforce Development Cabinet**

2 **Kentucky Board of Education**

3 **Department of Education**

4 **(Repealer)**

5 **703 KAR 5:041. Repeal of 703 KAR 5:040.**

6 RELATES TO: KRS 158.6451, 158.6453

7 STATUTORY AUTHORITY: KRS 158.6451, 158.6453

8 NECESSITY, FUNCTION, AND CONFORMITY: This is to repeal administrative
9 regulation 703 KAR 5:040, Statewide Assessment and Accountability Program; Relating
10 Accountability to A1 Schools and A2-A6 Programs. This administrative regulation is no
11 longer required because the Kentucky Board of Education is authorized by KRS
12 158.6453(3) to promulgate regulations for creating and implementing a balanced statewide
13 assessment program that measures the students', schools' and districts' achievement of the
14 goals set forth in KRS 158.645 and 158.6451, to ensure compliance with the federal No
15 Child Left Behind Act of 2001, 20 U.S.C. secs. 6301 et seq., or its successor, and to ensure
16 school accountability. The Kentucky Board of Education (KBE) has established a new
17 statewide assessment and accountability program that begins in school year 2011-2012.
18 The KBE has promulgated regulations 703 KAR 5:200 Next-Generation Learners and 703
19 KAR 5:240 Next-Generation Learners Procedures to establish the general rules for testing

1 and reporting and accountability guidance thus removing the need for some assessment and
2 accountability regulations. If this regulation remained and/or was amended, the regulation
3 would be superfluous and could create ambiguity since new regulations are established for
4 the statewide assessment and accountability program.

5 Section 1. 703 KAR 5:040 is hereby repealed.

